

PHYSICAL THERAPY LICENSURE BOARD

Bureau of Occupational Licenses

700 West State Street, P.O. Box 83720

Boise, ID 83720-0063

Board Meeting Minutes of 11/15/2019

BOARD MEMBERS PRESENT: Angela L Lippiello - Chair
M Andrew Mix
Mike D Bailey
Craig L Esplin
Glady Schroeder

BUREAU STAFF: Kelley Packer, Bureau Chief
Dawn Hall, Deputy Bureau Chief
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Rob McQuade, Legal Counsel
Eric Nelson, Board Prosecutor
Debbie Toncray, Board Specialist

The meeting was called to order at 9:00 AM MST by Angela L Lippiello.

APPROVAL OF MINUTES

Mr. Mix made a motion to approve the minutes of 8/23/2019, 9/5/2019, 9/26/2019, and 10/16/2019. It was seconded by Ms. Schroeder. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Ms. Schroeder made a motion to approve the Bureau's recommendation and authorize closure in case number I-PHT-2020-2. It was seconded by Mr. Esplin. Mr. Mix was recused. Motion carried.

EXECUTIVE SESSION

Ms. Schroeder made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. It was seconded by Mr. Esplin. The vote was: Ms. Lippiello, aye; Mr. Mix, aye; Mr. Esplin, aye; and Ms. Schroeder, aye. Motion carried.

Mr. Bailey joined the meeting at 9:15 AM MST.

Ms. Schroeder made a motion to come out of executive session. It was seconded by Mr. Bailey. Motion carried.

DISCIPLINE

Mr. Bailey made a motion to close PHT-2020-2 with an advisory letter. It was seconded by Ms. Schroeder. Motion carried.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$234,460.18 as of 9/30/2019.

OLD BUSINESS

The Board reviewed the To Do List and the following actions were taken:

Mr. Mix presented the crosswalk of the Federation of State Boards of Physical Therapy (FSBPT) and Idaho Law and Rule regarding board actions and disciplinary guidelines. The Board agreed to have Ms. Toncray keep the document as a resource for future Board use and send a copy to Mr. Nelson.

Ms. Packer reviewed the FSBPT compact contract with the Board. Mr. Mix made a motion to authorize Mr. Esplin and himself as a subcommittee to explore the issues with Bureau staff and list questions to submit to the FSBPT regarding participation in the compact. It was seconded by Mr. Esplin. Motion carried.

The Board discussed an email from Ms. Rheault regarding the FSBPT compact along with the existing FAQ on the Board's website regarding the FSBPT compact. The Board agreed that the language needed to be updated to reflect that the Board continues to discuss membership in the compact. Mr. Mix made a motion to authorize Bureau staff to respond to Ms. Rheault and let her know the Board's decision, and to revise the FAQ to reflect the Board's decision to further investigate and discuss membership in the compact. It was seconded by Mr. Bailey. Motion carried.

Ms. Lippiello discussed the education of licensees and practice-related issues with the Board. She said she contacted the IPTA regarding its inclusion of licensing information in its newsletter from time to time. The Board also agreed to have Bureau staff place the physical therapist assistant program presentation on the Board's website.

NEW BUSINESS

FEDERATION OF STATE BOARDS OF PHYSICAL THERAPY (FSBPT)

MEMBERSHIP DUES

The Board reviewed the notice of dues from FSBPT. Mr. Esplin made a motion to authorize the Bureau to pay the dues. It was seconded by Ms. Schroeder. Motion carried.

COURSEWORK TOOLS FOR FOREIGN EDUCATED PHYSICAL THERAPISTS

The Board reviewed the email from the Federation of State Boards of Physical Therapy (FSBPT) regarding the request from a company, Foreign Academic Credentialing Tools & Services (FACTS). The FSBPT denied the request from

FACTS to be licensed by FSBPT to use the FSBPT Coursework Tools for Foreign Educated Physical Therapists (CWT). The Board agreed that more information is needed from FSBPT regarding the denial of this request. Mr. Esplin made a motion to authorize Bureau staff to draft a response, including a request for a copy of the standards report, and have the Board chair review it and send to FSBPT. It was seconded by Ms. Schroeder. Motion carried.

CONFERENCE UPDATES AND ATTENDANCE

Mr. Mix and Mr. Esplin provided the Board with a brief overview of the recent FSBPT Annual Meeting.

CE COURSE APPLICATION FORM REVIEW

The Board reviewed the revised CE course application form, which included additional questions regarding dry needling courses. Mr. Mix made a motion to table the revision process and continue to use the current form. It was seconded by Ms. Schroeder. Motion carried.

CORRESPONDENCE

QUESTION REGARDING APPROVAL OF DRY NEEDLING COURSES

The Board reviewed correspondence from Mr. Anderson regarding the Board's initial response to his questions about the approval of dry needling courses (10/16/19 meeting). The Board agreed that the rules recently approved were based on the language in the law which was provided by the Idaho Physical Therapy Association (IPTA). Mr. Mix made a motion to authorize himself to contact Mr. Gerber, IPTA President, and ask them to work on legislation for the 2020 session to correct Idaho Code § 54-2225. It was seconded by Ms. Schroeder. Motion carried.

The Board agreed that this correction should remove the required approval of FSBPT for dry needling courses and allow the Board to approve such courses. Mr. Esplin made a motion to authorize Bureau staff to draft a response to Mr. Anderson regarding the approval process and the issue with the law and rules; to contact the IPTA to work on new language for the 2020 legislative session; and to have the Board chair review and approve the response. It was seconded by Mr. Mix. Motion carried.

QUESTION REGARDING SCOPE OF PRACTICE – MUSCULOSKELETAL ULTRASOUND

The Board reviewed correspondence from Mr. Egbert regarding the use of musculoskeletal ultrasound by PTs. The Board agreed that this question has been answered in previous meetings when talking about diagnostic sonography. The Board agreed it would like to add an FAQ regarding this issue at a later date, and that PTs are obligated to comply with all laws and rules applicable to them and their situation. Mr. Esplin made a motion to authorize Bureau staff to draft a response for the Board chair to review and send. It was seconded by Mr. Mix. Motion carried.

QUESTION REGARDING ALTERNATIVE APPROVAL PATHWAY PROVIDED THROUGH FSBPT

The Board reviewed correspondence from Ms. Dye regarding the Board's possible use of FSBPT's alternative approval pathway to sit for the national exam. Mr. Mix made a motion to authorize Bureau staff to draft a response to Ms. Dye to let her know that the Board will not be using the alternative since there is no issue with the timing of approvals when an individual submits an application in a timely manner to sit for the national exam. The response is to be reviewed and approved by the Board chair. It was seconded by Mr. Esplin. Motion carried.

EXECUTIVE SESSION

Ms. Schroeder made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Mr. Esplin. The vote was: Ms. Lippiello, aye; Mr. Mix, aye; Mr. Bailey, aye; Mr. Esplin, aye; and Ms. Schroeder, aye. Motion carried.

Mr. Mix made a motion to come out of executive session. It was seconded by Mr. Bailey. Motion carried.

APPLICATIONS

Mr. Bailey made a motion to approve the following for examination:

Applicant ID 901136695

It was seconded by Mr. Mix. Motion carried.

Mr. Bailey made a motion to approve the following for examination pending receipt of additional information:

Applicant ID 901167899

It was seconded by Ms. Schroeder. Motion carried.

Mr. Bailey made a motion to approve the following for examination pending receipt of additional information:

Applicant ID 901165420

It was seconded by Ms. Schroeder. Motion carried.

Mr. Bailey made a motion to approve the following for examination pending receipt of additional information:

Applicant ID 901165198

It was seconded by Mr. Esplin. Motion carried.

ELECTION OF OFFICERS

Mr. Esplin nominated Mr. Mix to be the Chair. It was seconded by Ms. Schroeder.
Motion carried.

CE COURSES

20TH ANNUAL AAOS-AOSSM-AANA SPORTS MEDICINE COURSE
AMERICAN ACADEMY OF ORTHOPEDIC SURGEONS

DEMENTIA CAPABLE CARE: FOUNDATION
ENSIGN SERVICES, INC.

PT ADVOCACY: TURNING ADVOCACY INTO ACHIEVEMENT
HOMECEUCONNECTION.COM

CARDIAC GUIDELINES: HOW-TO AND LEARNING THROUGH CASE REVIEW
HOME CEUCONNECTION.COM

PATIENT SELF-MANAGEMENT: HOW TO MAKE IT WORK (2019 UPDATE)
HOME CEUCONNECTION.COM

FREEDOM FROM WITHIN FRAMEWORK (FULL COURSE)
HOME CEUCONNECTION.COM

BEYOND GAIT SPEED TRIALS
HOME CEUCONNECTION.COM

#834 KINESIO TAPING ASSESSMENTS, FUNDAMENTAL CONCEPTS AND TECHNIQUES
MOTIVATIONS, INC.

WOMENS HEALTH MYOFASCIAL RELEASE
MYOFASACIAL RELEASE SEMINARS

MYOFASCIAL UNWINDING
MYOFASACIAL RELEASE SEMINARS

MYOFASCIAL RELEASE II
MYOFASACIAL RELEASE SEMINARS

CERVICAL THORACIC MYOFASCIAL RELEASE
MYOFASACIAL RELEASE SEMINARS

FASCIAL PELVIS MYOFASCIAL RELEASE
MYOFASACIAL RELEASE SEMINARS

MYOFASCIAL RELEASE I
MYOFASACIAL RELEASE SEMINARS

PEDIATRIC MYOFASCIAL RELEASE
MYOFASACIAL RELEASE SEMINARS

MYOFASCIAL MOBILIZATION
MYOFASACIAL RELEASE SEMINARS

IRF/PAI TRAINING

ST. LUKES HEALTH SYSTEM

THE L300 GO SYSTEM TRAINING

ST. LUKES REHABILITATION

**BASICS OF STRENGTH TRAINING POST-REHAB: ASSISTING AN ATHLETE IN
TRANSITIONING BACK TO SPORT SPECIFIC TRAINING**

ST LUKES- ELKS REHAB

MANAGING CHRONIC LYMPHEDEMA

TACTILE MEDICAL

NEXT MEETING was scheduled for May 15, 2020 at 9:00 AM MDT.

ADJOURNMENT

Mr. Mix made a motion to adjourn the meeting at 1:35 PM MST. It was seconded by Ms. Schroeder. Motion carried.

Angela L Lippiello, Chair

M Andrew Mix

Mike D Bailey

Craig L Esplin

Glady Schroeder

Kelley Packer, Bureau Chief